



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : John R. McDonald et al. Art Unit : 1647
Serial No. : 09/360,242 Examiner : Robert S. Landsman
Filed : July 22, 1999 Conf. No. : 3887
Cust. No. : 20985
Title : METHODS AND COMPOSITIONS FOR TREATING SECONDARY TISSUE
DAMAGE AND OTHER INFLAMMATORY CONDITIONS AND DISORDERS

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN
ACCORDANCE WITH 37 C.F.R. §§1.97-1.98**

Dear Sir:

This Supplemental Information Disclosure Statement is filed with a Request for Continued Examination of the above-captioned application and prior to receipt of an Office Action. Thus, a fee for filing this statement should not be due. If, however, it is determined that a fee is due, any fees that may be due in connection with filing this paper may be charged to Deposit Account No. 06-1050.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all information known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Supplemental Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. A Form PTO-1449 (1 page), copies of the cited references and a copy of an Office Action are provided herewith in connection with the above-captioned application.

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
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I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.

Stephanie Seidman

Applicant also makes known to the Examiner the following U.S. application, which is commonly owned and has inventors in common:

<u>U.S.S.N.</u>	<u>Filing Date</u>	<u>Docket No.</u>
11/361,977	2/24/06	17080-002006/601F

This noted application is a divisional of U.S. Application Serial No. 10/375,209.

The documents listed on the Form PTO-1449 are in the English language. Hence, in accordance with the requirements of 37 C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed item is necessary. The cited documents were cited in an Office Action issued in connection with U.S. Application Serial No. 10/375,209, which application is a continuation of the instant application. Most of the references cited in the Action were published subsequent to the priority date, July 22, 1998, of the instant application and subsequent to the effective date of most, if not all, of the claims in the instant application. Applicant also provides a copy of the Office Action received in connection with U.S. Application Serial No. 10/375,209.

It is respectfully submitted that the issues raised in the Office Action have been addressed during prosecution of the instant application. The issues raised under 35 U.S.C. §112, first, paragraph, have been addressed and fully vetted during the prosecution of the instant application. The arguments and DECLARATIONs of record fully address these issues. With respect to the rejections under 35 U.S.C. §103(a), the references, while different from those cited by the Patent Office, are no more relevant than any cited by the Office during prosecution of the instant application. Such issues were fully vetted and addressed during the lengthy prosecution of the instant application. Further, it is noted that at least two of the references relied upon under 35 U.S.C. §103(a), Seghal *et al.* and Chandler *et al.*, were published after the priority date of the instant application. Chandler *et al.*, previously of record in the instant application, has a publication date of September 25, 1998; and Seghal *et al.*, provided herewith, has a publication date of December 1998. As noted, most, if not all of the instant claims are entitled to the July, 1998, priority date. Notwithstanding that, as noted, similar rejections have been addressed during the prosecution of the instant application. Therefore, the Office Action raises no new issues for consideration in connection with the instant application. The Office Action and cited references are provided in view of the relationship between the instant application and U.S. Application Serial No. 10/375,209.

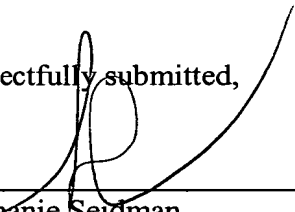
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Serial No. : 09/360,242
Filed : July 22, 1999
Information Disclosure Statement

Attorney's Docket No.: 17080-002002/601B

Accordingly, although this information is made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references or information, singly or in any combination thereof, is effective as prior art or for any other purpose against the subject application. In accordance with 37 C.F.R. §1.97 (g and h), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56 (b) exists.

Applicant respectfully requests that the Examiner review the foregoing references and make them of record in the file history of the above-captioned application.

Respectfully submitted,



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Attorney Docket No. 17080-002002/601B
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Substitute Form PTO-1449 (Modified)	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 17080-002002/601B	Application No. 09/360,242
Information Disclosure Statement by Applicant (Use several sheets if necessary) (37 CFR §1.98(b))		Applicant John R. McDonald et al.	
		Filing Date July 22, 1999	Group Art Unit 1647

U.S. Patent Documents

Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
	AA	6,852,508	02/08/05	Herrmann et al.			

Foreign Patent Documents or Published Foreign Patent Applications

Examiner Initial	Desig. ID	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Translation	
							Yes	No

Other Documents (include Author, Title, Date, and Place of Publication)

Examiner Initial	Desig. ID	Document
	AB	Hatakeyama, M., "Helicobacter pylori CagA – a bacterial intruder conspiring gastric carcinogenesis," International Journal of Cancer, published online March 23, 2006 (e-pub)
	AC	Hesseltgesser et al., "Identification and Characterization on the CXCR4 Chemokine Receptor in Human T Cell Lines: Ligand Binding, Biological Activity, and HIV-1 Infectivity," J. Immunol. 160: 877-883 (1998)
	AD	Richmond et al., "How do chemokine/chemokine receptor activations affect tumorigenesis?" Novartis Found Symp. 256: 74-89, discussion 89-91, 106-11, 266-9 (2004) [PubMed Abstract only]
	AE	Sehgal et al., "Molecular Characterization of CXCR-4: A Potential Brain Tumor-Associated Gene," Journal of Surgical Oncology 69: 239-248 (1998)
	AF	Signoret et al., "Phorbol Esters and SDF-1 Induce Rapid Endocytosis and Down Modulation of the Chemokine Receptor CXCR4," The Journal of Cell Biology 139(3): 651-664 (1997)

Examiner Signature	Date Considered
EXAMINER: Initials citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

Substitute Disclosure Form (PTO-1449)